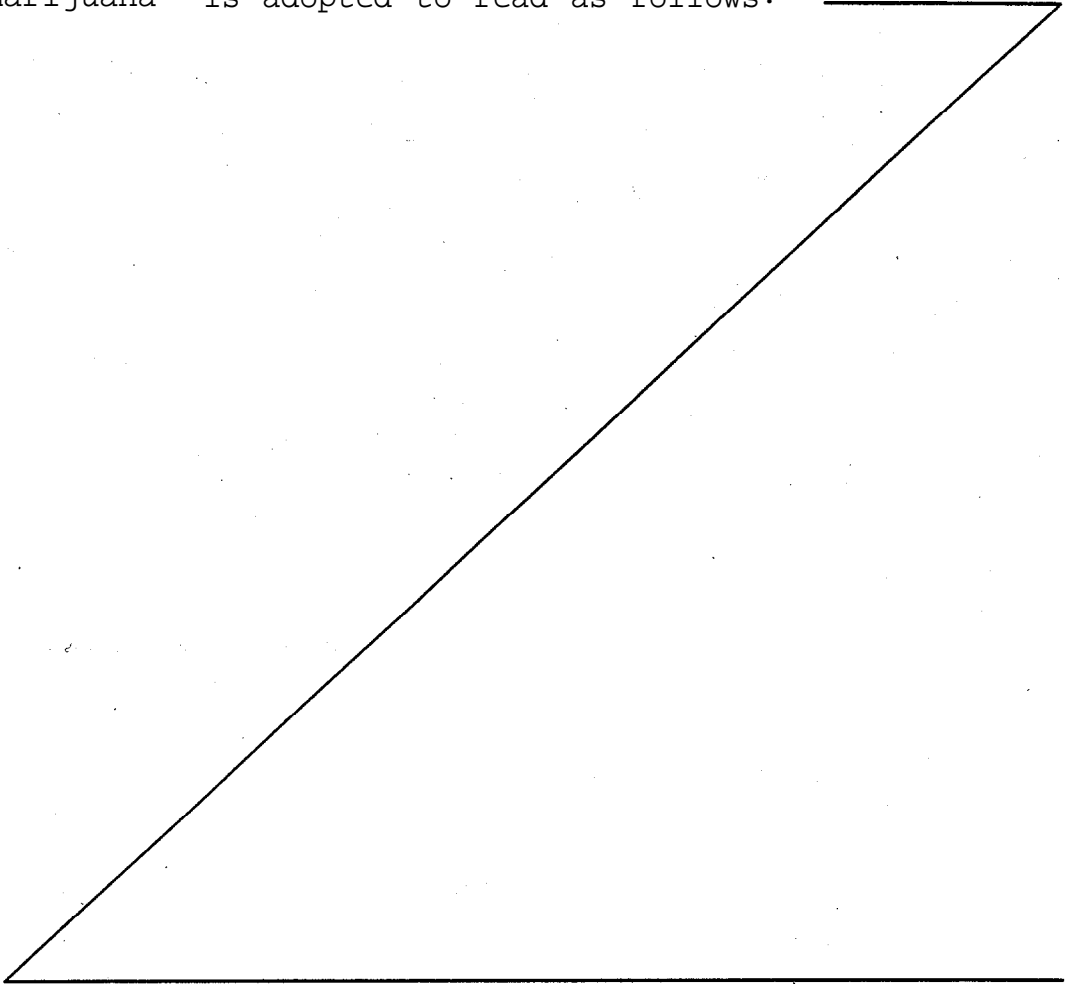


DEPARTMENT OF PUBLIC SAFETY

Adoption of Chapter 23-202
Hawaii Administrative Rules

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1. Chapter 202 of Title 23, Hawaii Administrative Rules, entitled "Medical Use of Marijuana" is adopted to read as follows:
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"HAWAII ADMINISTRATIVE RULES

TITLE 23

DEPARTMENT OF PUBLIC SAFETY

SUBTITLE 3

LAW ENFORCEMENT

CHAPTER 202

MEDICAL USE OF MARIJUANA

§23-202-1	Purpose
523-202-2	Definitions
§23-202-3	Medical use of marijuana and conditions of use
§23-202-4	Registration requirements
523-202-s	Fees for registration and re- registration
§23-202-6	Time and method of registration
523-202-7	Modification, transfer, and termination of certificate
523-202-8	Written certification/registry identification application form and verification
§23-202-9	Registry identification certificate
§23-202-10	Confidentiality of information and records
§23-202-11	Monitoring and investigations
§23-202-12	Revocation of registry identification certificate
§23-202-13	Permissible amounts of medical marijuana
523-202-14	Offenses and penalties
§23-202-15	Severability

§23-202-1 Purpose. The purpose of this chapter is to set forth rules for the medical use, the registration of qualifying patients, and procedures for the implementation of Act 228, SLH 2000, Medical Use of Marijuana as specified in chapter 329, part IX, Hawaii

Revised Statutes. The intent is not to legalize marijuana for other than medical purposes, nor to diminish public policy and laws against illegal drug use. [Eff] (Auth: §§329-31, 353C-2)
(Imp: HRS SLH 2000, Act 228, §353C-2)

523-202-2 Definitions. The following definitions shall apply in the interpretation and enforcement of this chapter:

"Adequate supply" means an amount of marijuana jointly possessed between the qualifying patient and the primary caregiver that is not more than is reasonably necessary to assure the uninterrupted availability of marijuana for the purpose of alleviating the symptoms or effects of a qualifying patient's debilitating medical condition; provided that the "adequate supply" jointly possessed by the qualifying patient and the primary caregiver not exceed three mature marijuana plants, four immature marijuana plants, and one ounce of usable marijuana per each mature plant.

"Administrator" means the administrator of the narcotics enforcement division, department of public safety.

"Debilitating medical condition," means condition supported by documentation by a patient's primary physician to be:

- (1) Cancer, glaucoma, positive status for human immunodeficiency virus, acquired immune deficiency syndrome, or the treatment of these conditions;
- (2) A chronic or debilitating disease or medical condition or its treatment that produces one or more of the following:
 - (A) Cachexia or wasting syndrome;
 - (B) Severe pain;
 - (C) Severe nausea;
 - (D) Seizures, including those characteristic of epilepsy; or
 - (E) Severe and persistent muscle spasms, including those characteristic of multiple sclerosis or Crohn's disease; or

- (3) Any other medical condition approved by the department of health pursuant to administrative rules in response to a request from a physician or potentially qualifying patient.

"Department" means the department of public safety.

"Immature marijuana plant" means a marijuana plant, whether male or female, that has not yet flowered and which does not yet have buds that are readily observed by unaided visual examination.

"Marijuana" shall have the same meaning as "marijuana" and "marijuana concentrate" as provided in sections 329-1 and 712-1240, Hawaii Revised Statutes.

"Mature plant," means a marijuana plant, whether male or female, that has flowered and which has buds that are readily observed by unaided visual examination.

"Medical use" means the acquisition, possession, cultivation, use, distribution, or transportation of marijuana or paraphernalia relating to the administration of marijuana to alleviate the symptoms or effects of a qualifying patient's debilitating medical condition. For the purposes of "medical use", the term distribution is limited to the transfer of marijuana and paraphernalia from the primary caregiver to the qualifying patient.

"Patient identification number" means with respect to the qualifying patient and primary caregiver:

- (1) The unique, valid Hawaii driver's license number of the qualifying patient, primary caregiver or, if the patient is a foreign patient, the patient's passport number;
- (2) If the qualifying patient or primary caregiver does not have a Hawaii driver's license, the "patient identification number" means the patient's social security number; and
- (3) If the qualifying patient is less than eighteen years old and has no such identification, the identification number means the unique number contained on the valid driver's license of the patient's parent or legal guardian.

"Physician" means a person who is licensed under chapters 453 and 460, Hawaii Revised Statutes, and is licensed with authority to prescribe drugs and is registered under section 329-32, Hawaii Revised Statute's. "Physician" does not include physician's assistant as described in section 453-5.3, Hawaii Revised Statutes.

"Primary caregiver" means a person, other than the qualifying patient and the qualifying patient's physician, who is eighteen-years-of-age or older, and who has agreed to undertake responsibility for managing the well-being of the qualifying patient with respect to the medical use of marijuana. In the case of a minor or an adult lacking legal capacity, the primary caregiver shall be a parent, guardian, or person having legal custody.

"Registry identification certificate" means a document issued by the department that identifies a patient authorized to engage in the medical use of marijuana and the patient's designated primary caregiver, if any, and location of the authorized marijuana plants.

"Qualifying patient" means a person who has been diagnosed by a physician as having a debilitating medical condition.

"Usable marijuana" means the dried leaves and flowers of the plant Cannabis family Moraceae, and any mixture of preparations thereof, that is appropriate for the medical use of marijuana. "Usable marijuana" does not include the seeds, stalks, and roots of the plant.

"Written certification" means the qualifying patient's medical records or a statement signed by a qualifying patient's physician, stating that in the physician's professional opinion, the qualifying patient has a debilitating medical condition and the potential benefits of the medical use of marijuana would likely outweigh the health risks for the qualifying patient. "Written certifications" are valid for only one year from the time of signing.

[Eff] (Auth: HRS §§329-31, 353C-2)

(Imp: HRS §§329-121, 353C-2)

§23-202-3 Medical use of marijuana and conditions of use. (a) Notwithstanding any law to the contrary, the medical use of marijuana by a qualifying patient shall be permitted only if:

- (1) The qualifying patient has been diagnosed by a physician as having a debilitating medical condition;
- (2) The qualifying patient's physician has certified in writing that, in the physician's professional opinion, the potential benefits of the medical use of marijuana would likely outweigh the health risks for the particular qualifying patient; and
- (3) The amount of marijuana does not exceed an adequate supply.

(b) Subsection (a) shall not apply to a qualifying patient under the age of eighteen years, unless:

- (1) The qualifying patient's physician has explained the potential risks and benefits of the medical use of marijuana to the qualifying patient and to a parent, guardian, or person having legal custody of the qualifying patient; and
- (2) A parent, guardian, or person having legal custody consents in writing to:
 - (A) Allow the qualifying patient's medical use of marijuana;
 - (B) Serve as the qualifying patient's primary caregiver; and
 - (C) Control the acquisition of the marijuana, the dosage, and the frequency of the medical use of marijuana by the qualifying patient.

(c) The authorization for the medical use of marijuana in this section shall not apply to:

- (1) The medical use of marijuana that endangers the health or well being of another person;
- (2) The medical use of marijuana:
 - (A) In a school bus, public bus, or any moving vehicle;
 - (B) In the workplace of one's employment;
 - (C) On any school grounds;

- (D) At any public park, public beach, public recreation center, recreation or youth center; or
- (E) Any other place generally accessible to the public.
- (3) The mailing of marijuana between islands and to locations outside the state.
- (4) The transporting of marijuana between islands or to locations outside this state.
- (5) Any sale of marijuana; or
- (6) The use of marijuana by a qualifying patient, parent, or primary caregiver for purposes other than medical use permitted by this chapter. [Eff] (Auth: HRS §§329-31, 353C-2) (Imp: HRS §§329-122, 353C-2)

§23-202-4 Registration requirements. (a)

Physicians who issue written certification shall register the names, addresses, patient identification numbers, and other identifying information of the qualifying patients issued written certifications with the department using the written certification/registry application form designated in §23-202-8.

(b) Qualifying patients shall register with the department using the written certification/registry application form designated in §23-202-8. Such registration shall be effective until the expiration of the certificate issued by the physician. Every qualifying patient shall provide sufficient identifying information to establish the identity of the qualifying patient and the primary caregiver. Upon verification of the information provided, the department shall issue to the qualifying patient a registry identification certificate.

(c) Primary caregivers shall register with the department using the written certification/registry application form designated in §23-202-8. Every primary caregiver shall be responsible for the care of only one qualifying patient at any given time.

(d) Qualifying patients, primary caregivers, and physicians shall report any change in information required by the department within five working days. A

qualifying patient shall have only one primary caregiver and only one physician issuing a written certificate at any given time.

(e) Upon an inquiry by a law enforcement agency, the department of public safety shall verify that a patient is a lawful possessor of a registry identification certificate, that a person is the designated primary caregiver of such a patient or to supply optional information provided on the application forms, or as provided in section 23-202-11.

[Eff] (Auth: HRS §§329-31, 353C-2)

(Imp: HRS §§329-123, 353C-2)

§23-202-5 Fees for registration and re-registration. (a) For each registration or re-registration of a qualifying patient to utilize marijuana for medical use, the qualifying patient shall pay an application fee of \$25 for an annual registration.

(b) For each registration or re-registration of a designated primary caregiver of a qualifying patient authorized to utilize marijuana for medical use, the primary caregiver shall pay an application fee of \$25.00 for an annual registration.

(c) For each duplicate registration requested, the registrant shall submit a written request and shall pay a fee of \$10. [Eff] (Auth: HRS §§329-31, 353C-2) (Imp: HRS §§329-123, 353C-2)

§23-202-6 Time and method of registration. (a) Registration fees shall be paid at the time the application for registration is submitted to the department. Payment shall be made in the form of a personal, certified, or cashier's check or money order made payable to the narcotics enforcement division, department of public safety. Payment made in the form of stamps, foreign currency, or third party endorsed checks will not be accepted. No refund will be issued once the written certification/registry application form has been received at the department.

(b) No person shall engage in the use of marijuana for medical purposes, until the application for medical use of marijuana is granted and the department issues a certificate to the qualifying patient. All medical use of marijuana applications shall be processed by the department within sixty days after receipt of the completed application, including all requested documentation. In the absence of a natural disaster, state emergency, or union strike which would prevent the department from reviewing the application, any application pending more than sixty days after receipt of the completed application shall be deemed granted.

(c) Each certificate shall expire annually as noted on the certificate. Qualifying patients and their primary caregivers may apply for renewal not earlier than sixty days prior to the expiration date of their certificate.

(d) Failure to obtain a certificate from the department will prohibit the applicant from engaging in any activity utilizing the medical use of marijuana as designated in section 329-122, Hawaii Revised Statutes.

(e) The administrator may require an applicant to submit such documents or written statements of fact relevant to the application, as the administrator deems necessary to verify information on the written certification/registry application form. The failure of the applicant to provide the documents or statements within thirty days after being mailed a request to do so shall be deemed to be a waiver by the applicant of an opportunity to present the documents or facts for consideration by the administrator in processing the application.

(f) The termination of a certificate shall occur:

- (1) upon its expiration date;
- (2) for failure to pay the applicable registration / re-registration fees: or
- (3) for payment with a check that is dishonored upon first deposit that shall cause the certificate to be VOID AB INTIO. [Eff
 | (Auth: HRS §§329-31, 353C-2) (Imp: HRS
 §§329-123, 353C-2)

523-202-7 Modification, transfer, - and termination of certificate.

(a) In the event of a change of name or address of the qualifying patient, primary caregiver, or the location where the qualifying patient will elect to grow the qualifying patient's medical marijuana, the qualifying patient shall submit a letter to the department of public safety, narcotics enforcement division, with the updated information. The notification shall be submitted to the department within five working days of the change. 'No fee shall be assessed for the modification of the certificate.

(b) Failure to report a change of any of the information mentioned in subsection (a) will invalidate the certificate as of the date of the change plus five working days and require re-registration and the imposition of a \$10 late fee.

(c) No certificate issued to a qualifying patient shall be assigned or otherwise transferred to any other patient.

(d) A qualifying patient who possesses a registry identification certificate pursuant to this section who no longer suffers from a debilitating medical condition shall return the registry identification certificate to the department within seven calendar days of notification of the diagnosis. The qualifying patient's primary caregiver shall also return the issued registry identification certificate within the same period of time and the qualifying patient's medical marijuana supply disposed of in accordance with procedures set forth in section 23-200-20.

(e) A certificate issued to a qualifying patient or primary caregiver is void upon the qualifying patient's death or if the patient's primary physician revokes the qualifying patient's written certificate. The qualifying patient's family, legal guardian or primary caregiver, shall notify the department within seven calendar days of the qualifying patient's death or revocation of the written certificate by the primary physician. The certificate shall be returned to the department and the qualifying patient's medical marijuana supply shall be disposed of in accordance with procedures set forth in section 23-200-20.

[Eff] (Auth: HRS §329-31, 353C-2)

(Imp: HRS §329-123, 353C-2)

§23-202-8 Written certification/registry identification application forms and verification. (a)

The department shall create a registry identification application and physician written certification forms for the medical use of marijuana and issue them to requesting physicians. The written certificate/registry application form shall be issued by the department and serve as the physician's written certification and also as the registry application form by the qualifying patient and any primary caregiver. Physicians shall submit the completed qualifying patient and primary caregiver registry application forms which shall include the names, patient identification numbers, date of birth, addresses and other information required by the department. The written certificate/registry application form shall serve as the physician's written certification that the qualifying patient has been diagnosed with a debilitating medical condition; that the physician has certified that in the physician's professional opinion, the potential benefits of the medical use of marijuana would likely outweigh the health risks for the particular qualifying patient; and the amount of marijuana does not exceed the parameters set for in section 23-202-13.

(b) Except as provided in subsection (d), the department shall issue a registry identification certificate to any qualifying patient authorized by a physician to utilize marijuana for medical purposes, who pays a fee in the amount established by the department, and who provides to the department a completed application that has been verified and approved.

(c) An application is complete when the physician supplies all of the following information:

- (1) Completed copy of the written certification/registry application form, and parent/legal guardian (if applicable) forms;
- (2) The qualifying patient and the primary caregiver (if applicable) must provide a copy of photo identification (i.e., Hawaii driver's license, State of Hawaii identification card, or passport) with the application; and

- (3) Optional information may be added to application forms at the discretion of the department if the information serves the best interest of the qualifying patient and assists agencies in the implementation of Act 228, SLH 2000, Medical Use of Marijuana.
- (d) The department shall issue a registry identification certificate to a patient who is under eighteen years of age if the patient submits the materials required under subsection (a), and one of the patient's parents or legal guardians signs and has notarized a written declaration that states:
 - (1) The patient's attending physician has explained to the patient and to one of the patient's parents or legal guardians the possible risks and benefits of the medical use of marijuana;
 - (2) The parent or legal guardian consents to the use of marijuana by the patient for medical purposes;
 - (3) The parent or legal guardian agrees to serve as the patient's designated primary caregiver; and
 - (4) The parent or legal guardian agrees to control the acquisition of marijuana and the dosage and frequency of use by the patient.
- (e) The department shall verify information on all initial registration applications and written documentation.
 - (1) The department will contact each qualifying patient and primary caregiver (if appropriate) by phone or by mail to confirm that the information provided is accurate. In cases where the qualifying patient is less than eighteen years old, the department also will contact the parent or legal guardian to verify the information. In cases where proof of identity is uncertain, the department may require a face-to-face meeting with the qualifying patient or primary caregiver or the production of additional identification materials for verification purposes or both; and

- (2) The department shall verify that the attending physician is licensed to practice in the State under chapters 453 and 460, Hawaii Revised Statutes and is currently registered under section 329-32, Hawaii Revised Statutes. The department will also contact each attending physician by phone or by mail to confirm that the information provided is accurate.
- (f) Upon annual renewal of a registration application, the department shall verify all new information and may verify information that has not changed. [Eff: | (Auth: HRS §§329-31, 353C-2) (Imp: HRS §§329-123, 353C-2)]

523-202-g Registry identification certificate

- (a) Once the department has verified the information¹ in the completed written certification/registry application form submitted pursuant to this section, including the designated registration fee, the department shall issue a serially numbered registry identification certificate. The registry identification certificate shall state:
- (1) The certificate holder's name, address, patient identification number, and date of birth;
 - (2) The date of issuance and expiration date of the registry identification certificate;
 - (3) The name, address, and date of birth of the patient's designated primary caregiver, if any;
 - (4) The name and address, telephone number of the qualifying patient's physician;
 - (5) The address where the marijuana will be grown; and
 - (6) Such other optional information as the department may specify.
- (b) When the patient to whom the department has issued a registry identification certificate pursuant to this section has specified a designated primary caregiver, the department shall issue an identification certificate to the designated primary caregiver. The primary caregiver's registry identification certificate

shall contain the information provided in subsection (a).

(c) The department may deny an application for the following reasons:

- (1) The applicant did not provide the information required pursuant to the section 23-202-8, and following a mailing from the department requesting additional information to complete the application, did not adequately respond within thirty days; or
- (2) The department determines that the information provided was falsified.

(d) When the department determines that an applicant does not qualify for a registration certificate, the department shall send the applicant a denial letter within sixty days of receipt of the fully completed application or renewal application. The letter will state the reason for denial.

(e) An applicant may within thirty days after notification of denial of application request in writing an administrative hearing to contest the department's decision in conformity with chapter 91 Hawaii Revised Statutes. Only the patient whose application has been denied, or, in the case of a patient under the age of eighteen years of age whose application has been denied, the patient's parent or legal guardian shall have standing to contest the department's action. [Eff: _____] (Auth: HRS §§329-31, 353C-2) (Imp: HRS §§329-123, 353C-2)

§23-202-10 Confidentiality of information and records. (a) The department shall create and maintain both paper and computer data files of the qualifying patients and primary caregivers to whom the department has issued registry identification certificates. The data files will include all information collected on the application forms or equivalent information from other written documentation, the date of issue, and the expiration date. Except as provided in subsection (b), the maintained information shall be confidential and not subject to public disclosure.

(b) Names and other identifying information from the data file established pursuant to subsection (a) may be released to:

- (1) Authorized employees of the department as necessary to perform official duties of the department, including the production of any reports of aggregate (i.e., non-identifying) data or statistics; and
- (2) Authorized employees of state or local law enforcement agencies when they provide a specific name or address. Information will be supplied as necessary to verify that a patient is a lawful possessor of a registry identification certificate, that a person is the designated primary caregiver of such a patient or to supply optional information provided on the application forms, or as provided in section 23-202-11.
[Eff _____ | (Auth: HRS §§329-31, 353C-2) (Imp: HRS §§329-123, 353C-2)

§23-202-11 Monitoring and investigations. (a)

The department may, at any time, contact a qualifying patient, primary caregiver, or attending physician by phone, mail, or in person to verify the current accuracy of information provided to the registration system.

(b) Notwithstanding subsection (a), the department may, when it has reason to believe a violation of the conditions of registration exist, either conduct investigations to collect evidence of violations of Act 228, SLH 2000, Medical Use of Marijuana, or refer violation to the proper state or local authorities. Such violations include, but are not limited to the following:

- (1) A qualifying patient fails to notify the department of any change in the patient's name, address, attending physician, designated primary caregiver, or growing location of marijuana to be used for medical purposes;
- (2) A qualifying patient or designated primary caregiver fails to return the registry

identification certificate to the department within seven calendar days of notification of the diagnosis that the qualifying patient no longer has a debilitating medical condition; and

- (3) A qualifying patient, designated primary caregiver, or attending physician falsifies information during the registration or registration renewal process.

(c) At any time, the attending physician shall notify the department that the qualifying patient's condition no longer warrants the use of marijuana for medical purposes. The physician shall notify the qualifying patient of the contact.

(d) The department shall refer criminal or medical practice complaints, or both, against qualifying patients, designated primary caregivers, or attending physicians to the appropriate state, local or federal authorities. [Eff _____] (Auth: HRS §§329-31, 353C-2) (Imp: HRS §§329-123, 353C-2)

523-202-12 Revocation of registry identification certificate. (a) In accordance with these rules, the department has the authority to revoke a registry identification certificate, with suspension of the registry identification certificate pending administrative hearing on the revocation. The department under one or more of the following conditions may revoke a registry identification certificate:

- (1) The applicant or physician has furnished false or fraudulent material information or omitted information in any of the written certification/registry application forms submitted to the department under this chapter;
- (2) The written certificate issued to the qualifying patient was not based upon the physician's professional opinion after having completed a full assessment of the patient's medical history and current medical condition made in the course of a bona fide physician-patient relationship;

(3) Suspension or revocation of a physician's medical license or state controlled substance registration as designated under section 329-32, Hawaii Revised Statutes; or

(4) For violations of sections 523-202-3, §23-202-7, §23-202-13 and 523-202-14.

(b) When the department proposes to revoke a registration certificate of a qualifying patient or a designated primary caregiver, the department shall send a notice of proposed revocation by mail to the patient's address currently listed in the data file and a copy to the qualifying patient's primary caregiver and physician.

(c) A qualifying patient or designated primary caregiver may contest the proposed revocation of registration by submitting a request in writing within thirty days of the revocation for an administrative hearing in conformity with chapter 91 Hawaii Revised Statutes. The request for hearing shall be addressed to: Narcotics Enforcement Division, 711 Kapiolani Boulevard suite 1422, Honolulu, HI 96813.

(d) The department may reinstate a registration certificate without reapplication. [Eff
(Auth: HRS §§329-31, 353C-2) (Imp: HRS §§329-123, 353C-2)

§23-202-13 Permissible amounts of medical marijuana.

(a) A qualifying patient who possesses a registry identification certificate issued pursuant to section 329-123, Hawaii Revised Statutes, may engage in and a registered primary caregiver of the patient may assist in, the medical use of marijuana only as justified to mitigate the symptoms or effects of the qualifying patient's debilitating medical condition.

(b) The medical marijuana shall be grown only at the following locations:

(1) The qualifying patient's home address; or

(2) The primary caregiver's home address or other location owned or controlled by qualifying patient or primary caregiver that is approved by the administrator and designated on the registry certificate issued by the department.

(c) The qualifying patient and primary caregiver jointly may not possess more than an "adequate supply" which shall not exceed a total of three mature marijuana plants, four immature marijuana plants, and one ounce of usable marijuana per each mature plant.

(d) If any individuals described in subsection (a) possess, deliver, or produce marijuana in excess of the amounts allowed in subsection (c), such individuals are not exempted from the criminal laws of the state.
[Eff _____] (Auth: HRS §§329-31, 353C-2)
(Imp: HRS §§329-121, 353C-2)

§23-202-14 Offenses and penalties. Every person violating any provision of this chapter shall be subject to the provisions set forth in section 329-128, Hawaii Revised Statutes. [Eff _____] (Auth: HRS §§329-31, 353C-2) (Imp: HRS 5329-128)

§23-202-15 Severability. Should any section, paragraph, sentence, clause, phrase, or application of this chapter be declared unconstitutional or invalid for any reason, the remainder or any other application of said chapter shall not be affected thereby."
[Eff _____] (Auth: §§329-31, 353C-2) (Imp: SLH 2000, Act 228, HRS §353C-2)

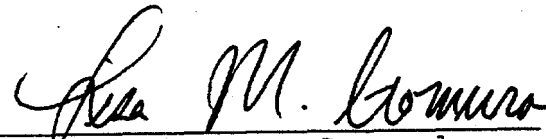
2. The adoption of chapter 202, of Title 23, Hawaii Administrative Rules, shall take effect ten days after filing with the Office of the Lieutenant Governor.

I certify that the foregoing are copies of the rules drafted in the Ramseyer format, pursuant to the requirements of section 91-4.1, Hawaii Revised Statutes, which were adopted on _____, 2000, and filed with the Office of the Lieutenant Governor.



Ted Sakai
Director, Department of
Public Safety

APPROVED AS TO FORM:



Deputy Attorney General

STATE OF HAWAII
DEPARTMENT OF PUBLIC SAFETY
NOTICE OF PUBLIC HEARING

Pursuant to section 91-3 and 92-4, Hawaii Revised Statutes, notice is hereby given that the Department of Public Safety will hold a public hearing to consider the adoption of new rules under Title 23 as follows:

Subtitle 3, Law Enforcement

Chapter 23-202, Medical Use of Marijuana. States: (1) definitions of terms used; (2) the conditions authorizing physicians to recommend the use of marijuana for medical purposes; (3) the registration requirements; (4) the fees for registration and re-registration; (5) the time and method of registration; (6) the modification, transfer, and termination of a certificate; (7) explanation of the written certificate/registry application form and verification requirements; (8) the medical use of marijuana the requirements for qualifying patients and their primary caregivers to obtain annually a registry identification certificate issued by the department to utilize marijuana for medical purposes; (9) the confidentiality of information and records; (10) the ability for the department to monitor and investigate information submitted and alleged violations of statutes and rules; (11) the procedures for the revocation of registry identification **certificates**; (12) the permissible amounts of medical marijuana; and (13) penalties for the violation of State laws.

A public hearing will be held at the following date, time and place:

November 22, 2000; **8:30** a.m.; State Capitol, Basement Auditorium, 415 S. Beretania Street.

Interested persons are invited to attend and state their views on the. proposed rules either orally or in writing. Any person wishing to present oral testimony should sign up and submit one copy of their testimony in writing at the time of the public hearing. Residents of counties of Hawaii, Maui and Kauai wishing to present oral testimony may submit oral or videotapes of their testimony. Should written testimony be presented, five copies shall be made available, within five business days before or at the public hearing.

Any interested person may request a copy of the proposed rules at no cost by calling (808) 587-1414, or faxing to (808) 587-1244 or pick up or view from **7:45** a.m. to **4:30** p.m., 10 days prior to the public hearing or by writing to:

Department of Public Safety
ATTN: Office Services
919 Ala **Moana** Blvd., 4th Floor Room 407
Honolulu, Hawaii 968 14

Special accommodations (i.e. sign language, interpreter, large print, etc.) can be arranged, if requested at least five business days before the scheduled public hearing in writing or by calling 587-1251.

DEPARTMENT OF PUBLIC SAFETY
TED SAKAI, DIRECTOR